

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

ROWDY LEAL, SIGIFREDO CISNEROS, §  
TIMOTHY J. HEIDER, RONALD JOSEPH, LUIS §  
LOPEZ, ALBERTO LOPEZ, PEDRO MOLINA, §  
CARY P. YANCY, EDUARDO ZUBIA, RUBEN §  
CHAVARIA, LAZARO CISNEROS, EDUARDO §  
RODRIGUEZ, ARTURO GONZALEZ, MICHAEL §  
GARCIA, ALICIA LONGSTREATH, JOHN §  
CRIADO, "D.J." DOYLE L. OZMENT, TIM M. §  
HEIDER, BARRY MOORE, ANGEL MARTINEZ, §  
and JOE YBANEZ, individuals, and on behalf of §  
others similarly situated, §

Plaintiffs, §

v. §

PARAMOUNT RESTAURANTS GROUP, INC., a §  
Texas Corporation, f/k/a STRICKLAND §  
RESTAURANTS, Inc., a Texas Corporation, §  
STRICKLAND RESTAURANTS, Inc. Employee §  
Stock Ownership Plan (ESOP) #002; CORY §  
STRICKLAND and GARY STRICKLAND, §  
individually and as Trustees and Fiduciary of the §  
Paramount Restaurants Group, Inc.'s Employee §  
Stock Ownership Plan #002, PARAMOUNT §  
RESTAURANT GROUP, INC., a Texas §  
Corporation, ATI CAPITAL GROUP, INC., f/k/a §  
APPRAISAL TECHNOLOGIES, INC., a §  
Corporation, RON LINT, individually, EMERSON §  
RICKSTREW, CPA, former trustee, DOUG §  
CONDER, CPA, former trustee, and ATI CAPITAL §  
GROUP OF COLORADO, §

Defendants. §

CASE NO. 2:12-CV-194-J

**PLAINTIFFS' MOTION FOR VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

TO THE HONORABLE JUDGE MARY LOU ROBINSON:

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiffs, through their respective counsel, submit this Motion of Voluntary Dismissal Without Prejudice.

Plaintiffs hereby voluntarily dismiss all the claims asserted in the above-styled action against the remaining Defendants without prejudice, with all costs of court to be paid by the party incurring those costs. Defendants have not filed an Answer nor a Motion for Summary Judgment and this case can therefore be voluntarily dismissed. FRCP 41(a)(1)(A)(i).

Respectfully submitted,

/s/ Philip R. Russ

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**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing was served upon all attorneys of record in accordance with the Federal Rules of Civil Procedure, on this 22<sup>nd</sup> day of January, 2014.

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BY: /s/ Philip R. Russ  
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